



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

April 18, 2005

Kennewick Irrigation District  
Bill Pope  
12 W Kennewick Ave  
Kennewick WA 99336-3832

**Re: Emergency Drought Permit No. G4-34997**

In accordance with the provisions of RCW 43.83B.405, on March 10, 2005, it was ordered and determined by the Director of the Department of Ecology that the State of Washington is under drought conditions. In accordance with the provisions of WAC 173-166-060, the Department of Ecology is under the terms of this Order, issuing an EMERGENCY DROUGHT PERMIT. The intent of this authorization is to alleviate hardships and reduce the burdens on water users arising from the drought conditions.

**THIS AUTHORIZATION SHALL IN NO MANNER BE CONSTRUED TO GUARANTEE OR IMPLY THAT A FINAL (REGULAR) PERMIT WILL ISSUE FOR THE FUTURE USE OF THE WATER USE HEREIN AUTHORIZED.**

The Department of Ecology has agreed to fund the cost of the mitigation to offset the impacts associated with the drought emergency authorizations. Ecology is attempting to meet the essential irrigation needs of farmers growing perennial crops (such as orchard crops, grapes, hops, etc.) where the loss of irrigation water would permanently damage the crops. Through the use of emergency supplemental wells, Ecology is authorizing up to 80% of the usual irrigation water supply delivered by the irrigation districts. In a normal year, Kennewick Irrigation District (KID) is prepared to deliver 3.5 acre-feet of water per acre. 80% of 3.5 acre-feet is 2.8 acre feet. KID is expected to deliver approximately 0.84 acre-foot of water. This authorization will allow an additional 1.96 acre-feet of water per acre for various crops in the KID.

This authorization is subject to the following limitations and provisions:

This authorization is for the use of three existing wells located within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of Section 15, T. 8 N., R. 28 E.W.M. The wells were authorized under Ground Water Certificate No. G4-23101C and Change Application Nos. CG4-23101C, G4-23100C, and G4-24386C.

This authorization is in essence a seasonal change of place of use of a water right authorized under Ground Water Certificate No. G4-23101C and Change Application Nos. CG4-23101C, G4-23100C, and G4-24386C. These Certificates provide water to property owned by Mr. Thayne Wiser. The rights will not be exercised at their original place of use. The authorization will be limited to the extent of the water right. Mr. Wiser will fallow his land in 2005 and let KID use the water

The instantaneous quantity of water to be withdrawn is limited to 3500 gallons per minute (gpm). There would be 400 gpm and 245 acre-feet remaining of Certificate Nos. G4-23101C, G4-23100C, and G4-24386C for use under these Certificates. Change Application No. CG4-23101C authorized an additional 67 acre-feet for a public water supply.

A total of 1870 acre-feet of water per year to irrigate various crops within the KID service area is authorized under this emergency permit.

9/3 91

400 gpm  
AVAILABLE  
TO PWS



FILE COPY



ERROR  
POSSIBLE  
HERE

The place of use is described as follows:

Lands within the boundaries of the Kennewick Irrigation District.

All other provisions of Chapter 173-160 WAC apply.

A suitable flow meter approved by the Department of Ecology shall be installed and maintained in accordance with Chapter 173-173 WAC. (Installation, operation and maintenance requirements attached hereto.) A separate flow meter would be required on each well for the KID use and use under the Certificates.

Whenever water is being withdrawn, bi-weekly (every two weeks) readings of the flow meter shall be recorded and maintained by the permittee. These readings shall be documented by time, date, withdrawal rate, and the person conducting the measurements. Copies of these records shall be submitted to the Department of Ecology by November 15, 2005 season.

The water sources and/or water transmission facilities may not be located entirely upon the land owned by the applicant. Therefore, the applicant is advised that issuance of a permit by this department for appropriation of the waters in question does not convey a right of access to, or other right to use, land which the applicant does not legally possess.

Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the records of water use that are kept to meet the above conditions, and to inspect at reasonable times any measuring device used to meet the above conditions.

Withdrawal of water under this authorization may be limited or otherwise regulated in favor of senior rights.

This drought emergency authorization expires on October 31, 2005.

This Order may be appealed pursuant to Chapter 43.21B RCW. Any person wishing to appeal this Order must file an appeal with the Pollution Control Hearings Board **within thirty (30) days of receipt of this Order**. Send the appeal to: Pollution Control Hearings Board, PO Box 40903, Olympia, Washington 98504-0903. At the same time, a copy of the appeal **must** be sent to: Department of Ecology, Water Resources Appeals Coordinator, PO Box 47600, Olympia, Washington 98504-7600.

Sincerely,



Robert F. Barwin, Section Manager  
Water Resources Program  
Central Region Office

RFB:gg/050470

Enclosures: Flow Meter Requirements  
Your Right To Be Heard

cc: Carroll Palmer, Director, Natural Resources Division, Yakama Nation  
Curt Hart, Water Resources Program, HQ